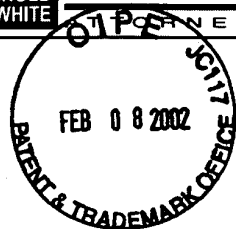


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750 BERING DRIVE  
HOUSTON, TX 77057-2198  
PHONE 713.787.1400  
FAX 713.787.1440  
A LIMITED LIABILITY PARTNERSHIP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: GOODHUE, Jr., K. Gifford;  
et al.

Group Art Unit: Not Known

Examiner: Not Known

Serial No.: 09/880,409

Confirmation No.:

Atty. Dkt. No.: 11084.0015.CPUS00  
GOOD015

Filed: June 13, 2001

For:

**RESPONSE TO NOTICE OF MISSING PARTS  
FILING DATE GRANTED**

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TC 1700

**BOX MISSING PARTS**  
Commissioner for Patents  
Washington, D.C. 20231

EXPRESS MAIL MAILING LABEL

**EL830940644US**

NUMBER

DATE OF DEPOSIT

**8 Feb 2002**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Washington D.C. 20231.

Signature

In response to the Notice to File Missing Parts of Application – Filing date Granted under 37 CFR § 1.53(d), dated July 9, 2001, the following are enclosed:

- ☒ Part 2 of FORM PTO-1533 Notice to File Missing Parts of Application;
- ☒ Declaration and Power of Attorney executed by the inventors;
- ☐ Petition under 37 CFR 1.47 based on the refusal of Mr. Max M. Holmes to sign.
- ☐ A Declaration Claiming Small Entity Status executed on behalf of ;
- ☒ A Request for Extension of Time of 5 months to and including February 9, 2002.
- ☒ The Commissioner is authorized to charge the following fees as indicated on enclosed FORM 2038



Serial No.: 09/880,409

Confirmation No.:

Applicant: GOODHUE, Jr. , K. Gifford; et al.

Atty. Ref.: 11084.0015.CPUS00

☒ surcharge for late filing (\$130.00);

☐ the recordation fee for the enclosed Assignment (\$ );

CALCULATION OF FILING FEE: The filing fee was calculated as follows:

|  |      |     | Other than Small Entity |      |
|--|------|-----|-------------------------|------|
| Total Claims                             | - 20 | =   | x \$ 18.00              | = \$ |
| Independent Claims                       | - 3  | = 0 | x \$ 80.00              | = \$ |
| First Multiply Dependent Claim Presented |      |     | + \$ 270.00             | = \$ |
| Basic Fee                                |      |     | + \$ 710.00             | = \$ |
| <b>TOTAL = \$</b>                        |      |     |                         |      |

The Commissioner is authorized to charge the above filing fee and any additional fees which may be required, or credit any overpayment, to Deposit Account No. 01-2508, Order No. GOOD015. An additional copy of this sheet is enclosed for this purpose.

Please associate this application with and address all correspondence to:

Customer Number 23369,

HOWREY SIMON ARNOLD & WHITE LLP  
750 Bering Drive  
Houston, Texas 77057

Please address all telephone calls to: Carter J. White, Patent Attorney, at 713 268 1372.

Please address all e-mail to: whitec@howrey.com.

\*\*\*\*\*

Applicant requests for any extension of time that may be deemed necessary to further the prosecution of this application.

Applicant's representative authorizes the Commissioner to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 01-2508, referencing Order No. GOOD:015.



Serial No.: 09/880,409

Confirmation No.:

Applicant: GOODHUE, Jr. , K. Gifford; et al.

Atty. Ref.: 11084.0015.CPUS00

In order to facilitate the resolution of any issues or questions presented by this paper, Applicant respectfully requests that the Examiner directly contact the undersigned by phone to further the discussion.

In order to promote the prosecution of this application, the Examiner is authorized to contact the undersigned by electronic mail. Please address all e-mail to: [whitec@howrey.com](mailto:whitec@howrey.com)

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Carter J. White".

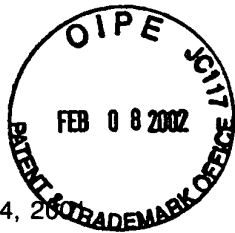
Carter J. White

Patent Attorney

Reg. No. 41374

Tel. 713 268 1372

Date: 8 Feb 02



RJ110  
August 24, 2001

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Mr. Max Holmes  
31334 Bearing Star Lane  
Tomball, TX 77375

RE: Patent Assignment for US Patent Application Entitled: "Composition And Method For Dual Function Soil Grouting Excavating Or Boring Fluid".

Dear Mr. Holmes:


Please find enclosed a check in the amount of \$50.00 for issuance of patent US 6,248,697 B1 entitled "COMPOSITION AND METHOD FOR A DUAL-FUNCTION SOIL-GROUTING EXCAVATING OR BORING FLUID". A copy of this patent is included for your records.

Additionally, I have enclosed the application for patent assignment to be signed by you and notarized. Please return these documents in the pre addressed stamped envelope to our offices at KB Technologies, 3648 FM 1960 West, Suite 107, Houston, TX 77068.

Thank you for your prompt attention to this matter.

Regards,

KB Technologies

  
Robert Jennejohn  
Vice President

RECEIVED  
MAR 18 2002  
OFFICE OF PETITIONS



KB TECHNOLOGIES LTD  
3648 FM 1960 W. STE. 107  
HOUSTON, TX 77068

COMPASS BANK  
HOUSTON, TEXAS

35-1054/1130  
880

11657

8/24/2001

PAY TO THE  
ORDER OF Max Holmes

\$ \*\*50.00

Fifty and 00/100\*\*\*\*\* DOLLARS

Max Holmes

⑈011657⑈ ⑆113010547⑆ 76467900⑈

KB TECHNOLOGIES LTD

Max Holmes

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PHONE 713.787.1400  
FAX 713.787.1440  
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Writer's Direct Dial:  
(713) 268-1372

August 10, 2001

FILE: 11084.0015.CNUS02  
GOOD:015—2

Mr. K. Gifford Goodhue  
KB TECHNOLOGIES, INC.  
3648 FM 1960 West, Suite 107  
Houston, Texas 77068

RE: *U.S. Patent Application Entitled: "Composition And Method For Dual Function  
Soil Grouting Excavating Or Boring Fluid"*

Dear Gif:

We have now received Notice to File Missing Parts – Filing Date Granted from the Patent and Trademark Office, in the above referenced case. A copy is enclosed for your records.

In order to maintain the application, we must submit a properly signed Oath and Declaration document. I have enclosed such a document for your use. Please note that each of the inventors must sign this document and provide their residential address, citizenship and mailing address. I have also enclosed an assignment document for transferring the ownership of the application from the inventors to K-B. This document should be signed and notarized as indicated.

If you encounter any difficulty in obtaining the signatures of one or more of the inventors, please contact me. There are procedural actions that can be taken to avoid the abandonment of the application.

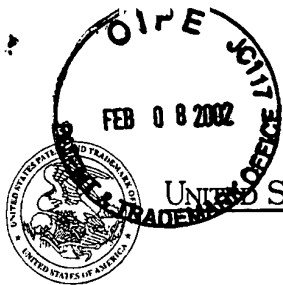
Should you have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,

Carter J. White, Ph.D.  
Patent Agent

CJW:bas  
Enc.

cc: Stephen H. Cagle



#3

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT  | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|------------------------|------------------------|
| 09/880,409         | 06/13/2001          | K. Gifford Goodhue JR. | GOOD:015CIP2           |

CONFIRMATION NO. 8567

23369  
HOWREY SIMON ARNOLD & WHITE LLP  
750 BERING DRIVE  
HOUSTON, TX 77057

## FORMALITIES LETTER



\*OC000000006274299\*

Date Mailed: 07/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

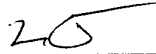
FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/05/2002 SSALLEKU 00000009 012508 09880409

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